

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

FRIDAY, THE 16TH MARCH 2007 / 25TH PHALGUNA 1928

OP.No. 2662 of 2002(P)

PETITIONER:

SMT. HAFSU, W/O. MAYANKUTTY, A/87,
JAWAHAR NAGAR HOUSING COLONY,
ERANHIPPALAM, KOZHIKODE.

BY ADV. SRI.SUNNY MATHEW

RESPONDENTS:

1. THE CALICUT DEVELOPMENT AUTHORITY,
REPRESENTED BY ITS SECRETARY, J.P. ROAD,
NEAR RAILWAY STATION, KOZHIKODE, PIN-673 002.
2. THE SPECIAL TAHSILDAR, REVENUE RECOVERY,
CIVIL STATION, KOZHIKODE.
3. STATE OF KERALA, REPRESENTED BY ITS
CHIEF SECRETARY, THIRUVANANTHAPURAM.

R2 & R3 BY GOVERNMENT PLEADER SMT. R. BINDU
R1 BY SC SRI.M.K.ABOOBACKER

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD
ON 16/03/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

ORDER ON CMP 4662 OF 2002 IN OP 2662 OF 2002

DISMISSED

16.3.2007

SD/-C.N.RAMACHANDRAN NAIR, JUDGE.

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF THE BROCHURE CONTAINING THE PARTICULARS OF THE SCHEME

EXT.P2 TRUE COPY OF THE NOTICE DATED 21.4.1999 ISSUED BY THE FIRST RESPONDENT TO THE PETITIONER.

EXT.P3 TRUE COPY OF THE NOTICE ISSUED BY THE FIRST RESPONDENT INVOKING THE PROVISIONS OF THE REVENUE RECOVERY ACT DATED 24.12.2001

RESPONDENTS' EXHIBITS: NIL

TRUE COPY

P.S. TO JUDGE.

C.N.RAMACHANDRAN NAIR,J.

O.P. NO. 2662 OF 2002

Dated this the 16th day of March, 2007

JUDGMENT

Even though this Court allowed a similar case, when the Calicut Development Authority filed Writ Appeal No. 903 of 2002 a Division Bench of this Court disposed of the same along with connected cases on 30.6.2006 recording the settlement between Calicut Development Authority and the allottees. In the circumstances, this O.P. is also disposed of following the judgment in W.A.No. 903 of 2002 and connected cases with direction to the parties to settle liability under agreed terms.

(C.N.RAMACHANDRAN NAIR)
Judge

